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IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION NO. 1288 **OF 2005**

PETITIONER
APPLICANT

Shri Ramchandra Swami (Nagridas) Mandir, a registered public trust registered under the relevant provisions of C.G. Public Trust Act, 1951 through the authorized signatory Shri S.K. Agarwal, son of Late K.L. Agarwal, aged about 70 years, resident of Purani Basti, Raipur.

12/8/05
P.R. No.
Presented by Shri
dated 24-8-05

VS

RESPONDENT:
NON-APPLICANT

Mahant Govind Sharan Das, Guru Mahant Radhika Das, resident of Aminpara, Purani Basti, Raipur.

WRIT PETITION UNDER ARTICLE 226 & 227 OF THE CONSTITUTION OF INDIA.

(38)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

WP 1288/05

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

05-04-2005

Shri B.P. Sharma, counsel for the petitioner.

Heard.

Learned counsel for the petitioner submits that the matter is pending before the learned Court below for the last four years. He further submits that notices have been directed to be issued to the parties on 25-9-2001. He also submits that after service of the notices the parties have appeared and after hearing the parties the learned District Judge has passed an order dated 2-2-2002 to the effect that whether the reference is maintainable or not and the matter has been fixed for arguments on this issue for 19-2-2002. Shri Sharma, learned counsel also submits that on 19-2-2002 the said matter has been transferred to the Court of learned 1st Addl. District Judge, Raipur, for its disposal in accordance with law, which till date has not been decided and such a long delay cannot be appreciated. The maintainability should be decided at the earliest.

In the opinion of this Court, the question to be decided, as contended, is whether the reference is maintainable or not. In the circumstances, it is directed that the matter be decided as early as possible preferably

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

WP 1288/05

मामला क्रमांक ..... सन् 200

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Gowri dc.	within a period of six weeks from the date of receipt/production of a copy of this order subject to cooperation of the parties and their respective counsel. Non-cooperation, if any, shall be brought to the notice of this Court. Subject to the aforesaid observations and directions, the petition stands disposed of. Consequently, I.A.No.2475/2005 also stands disposed of. Sd/- Sanjay K. Agrawal Judge	

GRPRJ—FS/350—12/2000—50,000.

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